

**SHAPIRO & SUTHERLAND, LLC**  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253  
S&S No. 18-123522

Honorable Christopher M Alston  
Chapter 13  
Hearing Location: Seattle, WA  
Hearing Date: August 16, 2018  
Hearing Time: 09:30 AM

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON**

In Re:  
Jason L Woehler  
Debtor.

**Case No. 18-12299-CMA**

**CHAPTER 13 BANKRUPTCY**

**OBJECTION TO  
CONFIRMATION OF PLAN**

COMES NOW Nationstar Mortgage LLC d/b/a Mr. Cooper, its successors and/or assigns (“Creditor”), by and through its attorney, Cara Richter, and hereby objects to Jason L Woehler’s (“Debtor”) proposed Chapter 13 Plan (the “Plan”) filed June 25, 2018.

## BACKGROUND

On or about May 14, 2009, Jason L Woehler made, executed and delivered a Note ("Note") in favor of Golf Savings Bank, a Washington Stock Savings Bank in the original principal amount of \$353,479.00. Creditor is the holder of the original Note endorsed in blank. This Note was secured by a Deed of Trust encumbering real property commonly described as 1920-A E. Spruce St, Seattle, WA 98122. ("Property").

## 1 – OBJECTION TO CONFIRMATION OF PLAN

SHAPIRO & SUTHERLAND, LLC  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253

As established by the Proof of Claim filed with the Court, the amount necessary to fully pay off Creditor's lien is over \$291,142.64 and the pre-petition arrears are approximately \$945.89. The pre-petition arrears consist primarily of an escrow shortage.

## AUTHORITY AND ARGUMENT

Creditor objects to confirmation of the Plan because the Plan does not provide for cure of the pre-petition arrearage owing to Creditor. As stated above, the pre-petition arrearages are \$945.89. Pursuant to 11 U.S.C. § 1322(b)(5), the plan must provide for the curing of any default within a reasonable period of time. Since the Plan fails to cure the arrearage, the Plan does not meet the requirements of 11 U.S.C. § 1322(b)(5).

WHEREFORE, Nationstar Mortgage LLC d/b/a Mr. Cooper, its successors and/or assigns, respectfully requests an Order denying Confirmation of the Debtor's proposed Plan.

Dated this 27<sup>th</sup> day of June, 2018.

/s/ Cara Richter  
Cara J. Richter  
WSBA # 47723  
Attorney for Creditor

SHAPIRO & SUTHERLAND, LLC  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253

## 2 – OBJECTION TO CONFIRMATION OF PLAN

**SHAPIRO & SUTHERLAND, LLC**  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253  
S&S No. 18-123522

Honorable Christopher M Alston

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON**

In re:

Jason L Woehler

**Debtor(s)**

**Case No. 18-12299-CMA**

## **CERTIFICATE OF MAILING**

I hereby certify under penalty of perjury under the laws of the State of Washington that I mailed a true and correct copy of the Objection to Confirmation of Plan, postage pre-paid, regular first class mail, on the 27<sup>th</sup> day of June, 2018, to the parties listed below.

DATED this 27<sup>th</sup> day of June, 2018.

/s/ Milena Rentschler  
Milena Rentschler  
Legal Assistant to Cara Richter

Jason L Woehler  
1920-A E. Spruce St  
Seattle, WA 98122

SHAPIRO & SUTHERLAND, LLC  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253

1 James E. Dickmeyer  
2 121 Third Avenue  
PO Box 908  
Kirkland, WA 98083

3 K Michael Fitzgerald  
4 600 University St #1300  
Seattle, WA 98101

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

27 SHAPIRO & SUTHERLAND, LLC  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253

28 2 – CERTIFICATE OF MAILING